(Ireland.)

A

B I L L

For the Protection and Improvement of the Salmon, Trout, and other Inland Fisheries of Ireland.

[Note.—The Words and Figures printed in *Italics* are proposed to be inserted in the Committee.]

WHEREAS an Act was passed in the Session of Parliament holden in the fifth and sixth years of the reign of Her present Majesty, intituled, "An Act to regulate the Irish Fisheries:" And whereas the same was amended by an Act of the seventh and eighth years of the reign of Her said Majesty, and further amended by an Act of the eighth and ninth years, and by an Act of the ninth and tenth years of Her said Majesty:

Preamble:

5 & 6 Vict., c. 106.
7 & 8 Vict., c. 108.
8 & 9 Vict., c. 108.
9 & 10 Vict., c. 114.

And whereas by reason of the want of co-operation among the several parties exercising the rights of Salmon and Trout Fishing, and the extent of the common or public rights of such Fishing on the sea-coast and in the estuaries and rivers of Ireland, and the varied and conflicting interests involved therein, measures have not been taken for the due protection of these Fisheries, and the enforcement of the law in respect of same; and it is expedient, with a view to the increase and improvement of the said Fisheries, to make provision for more effectually carrying out the provisions of the said Acts:

And whereas it is expedient that Funds should be provided for defraying the cost of such additional protection, and it is just and right that the same should be levied from the persons for the time being

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being using any engine or device whatsoever for the capture of such Fish;

BE it therefore Enacted, by The QUEEN's most Excellent MAJESTY, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, THAT the Commissioners of Public Works in Ireland, as Commissioners of Fisheries, together with the Inspecting Commissioners of Fisheries hereinafter mentioned, shall be Commissioners for the execution of this Act; and shall for the purposes of this Act and the said recited Acts, have and use all the powers, privileges and authorities vested in the Commissioners for the execution of the said Acts; and the said recited Acts and this Act shall be construed together as one Act.

1. The Commissioners of Public Works in Ireland to be Commissioners for the purpose of this Act.

Recited Acts and this Act construed as one Act.

2. Two Inspectors to Inspecting Commissioners.

And be it Enacted, That from and after the *passing of this Act* the Two existing Inspectors of Fisheries, and the Two Inspectors of Fisheries, to be from time to time appointed under the provisions of the said recited Acts, or any of them, shall be denominated and shall, during the pleasure of the Commissioners of Her Majesty's Treasury, be Inspecting Commissioners of Fisheries, and shall be associated with the Commissioners of Public Works in Ireland for the time being, and with them be Commissioners for the execution of the said recited Acts and this Act; and such Inspecting Commissioners of Fisheries shall and may, for the purposes of the said recited Acts and this Act, have, use and exercise all and every the like powers and authorities, and have like privileges as are by the said recited Acts, or any of them, vested in or given to the said Commissioners of Public Works, or any of them; and all and every the powers and authorities in and by the said recited Acts and this Act given to or vested in the said Commissioners of Public Works, or which under the provisions of this Act may be used by or be vested in such Inspecting Commissioners of Fisheries, may be exercised by the said Commissioners of Public Works, or by such Inspecting Commissioners of Fisheries, or by any one or more of them.

3. The Commissioners to divide Ireland into districts for the purposes of this Act.

And be it Enacted, That the said Commissioners for the execution of this Act shall, before the end of this present year, or at any time afterwards, as they may find it expedient, divide Ireland, and the sea-coast and islands thereof, into districts, for the purposes of this Act, and shall cause the said districts to be defined and described by suitable notices and maps to be published for that purpose; and each such district shall be so formed as to embrace one or more river or rivers, or lake or lakes, with the tributaries thereof, which are frequented by Salmon, Trout or Pollen, or fish of the Salmon kind,

or

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or Eels, together with such portions of the sea-coast and islands adjacent thereto as shall be described by such maps; and the said Commissioners shall subdivide each such district into Two or more electoral divisions, to be called the Upper or fresh water, and Lower or tidal electoral divisions of such districts, and upon the maps aforesaid the said Commissioners shall cause to be delineated the limits and boundaries of such electoral divisions as aforesaid.

4. Conservators of Fisheries to be elected and appointed for each District.

And be it Enacted, That for each such district as aforesaid, Conservators of Fisheries shall be annually elected and appointed as hereinafter provided.

5. Commissioners to prescribe number of Conservators to be elected from each electoral division of districts.

And be it Enacted, That the said Commissioners shall be authorized and empowered to determine and declare the number of Conservators, not less than Three, nor more than Seven, which shall be elected and returned from each such electoral division to represent the same, and the persons so to be returned for each electoral division shall be the elected Conservators of Fisheries for the district until the next annual election.

6. Owners of several Fisheries of a certain value to be Conservators in like manner as elected Conservators.

And be it Enacted, That if in any district one or more persons shall possess a several or exclusive Fishery or Fisheries therein, valued under the Acts for the more effectual relief of the destitute poor in Ireland at One hundred Pounds yearly or upwards, be or they shall be entitled to sit with the elected Conservators for such district, and shall be deemed ex officio a Conservator or Conservators for the same, so long as he or they shall possess such Fishery or Fisheries, and shall have a vote in all matters, and shall have all the powers and privileges under this Act which the said elected Conservators may individually possess.

7. Elected Conservators to be chosen by the persons paying license.

And be it Enacted, That the elected Conservators shall be elected annually by the persons who shall have paid license duty and been licensed within each electoral division of a district in the current year, under the provisions of this Act, in the manner hereinafter mentioned.

8. All engines, nets, &c. for Salmon and Trout Fishing, &c. to be licensed and pay an annual duty.

And be it Enacted, That from and after the *First day of January One thousand eight hundred and Forty-nine*, all engines, nets, instruments or devices whatsoever used for the taking of Salmon, Trout, Pollen, or fish of the Salmon and Trout kind, or for the taking of Eels, and all fixed Salmon, Trout or Eel Fisheries within each district, or on or off the sea-coast thereof, shall, except as hereinafter provided, before the same be used in the said year or any subsequent year, be duly licensed and rated in the manner hereinafter prescribed, upon payment of the license duty or rate, as the case may be, hereinafter provided.

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9. Votes at such elections of Conservators according to amount of license duty paid; cumulative votes.

And be it Enacted, That every person who shall have paid license duty under this Act, within and for any such electoral division within any year, shall be entitled to vote at the election of the Conservators to be chosen for such division held for such current year, and shall be entitled to have a vote or votes thereat according to the following scale; (that is to say) if the license duty so paid by such person shall not amount to One Vote; if the same shall amount to , and not to Two Votes; and if the same shall amount to , and not to , Three Votes; and if the same shall exceed Four votes.

10. For purposes of first elections of Conservators, Commissioners to fix and publish the scale of license duties and rates for each district.

And be it Enacted, That, for the purposes of the first meetings in each and every electoral division under this Act, for the election of Conservators as aforesaid, the said Commissioners shall fix and determine the scale of license duties and rates to be paid as aforesaid in respect of all engines, nets, instruments or devices whatsoever used for the taking of Salmon, Trout, Pollen or fish of the Salmon or Trout kind, and for the taking of Eels, and for all fixed Salmon, Trout or Eel Fisheries within each district, or on or off the sea-coast thereof, and shall give public notice of the same within each electoral division, and such scale of license duties and rates shall remain in force until the same shall be altered under the provisions of this Act: Provided always, That such license duties and rates respectively shall not exceed the amount of the respective license duties and rates specified in the Schedule to this Act annexed.

11. First meetings of persons paying license duty for the election of Conservators to be called by Commissioners.

And be it Enacted, That the said Commissioners shall appoint the places and times at which all persons who shall have paid the license duty as herein provided in each electoral division of each district for the year One thousand eight hundred and Forty-nine, shall assemble in the month of July in that year, the Commissioners giving Two Weeks' notice thereof by hand-bills, and advertisements in Two or more newspapers circulating in such district; and all persons who shall have paid any such license duty for such year within such electoral division shall be entitled to vote at such respective meeting, and shall choose a chairman to preside thereat: Provided always, That it shall be lawful for the said Commissioners, or any one or more of them, to attend and preside at any such first meeting, instead of such chairman.

Commissioners may attend and preside.

12. Such first meetings and future annual meetings to elect Conservators of Fisheries for the year.

And be it Enacted, That the persons so assembled in each electoral division, at such first meetings, and at all annual meetings for such elections, and who shall be qualified to vote under this Act, shall have power to elect the appointed number of persons as herein provided, to represent them as Conservators of the Fisheries for the ensuing

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ensuing year; and it shall and may be lawful for the chairman as aforesaid, or the said Commissioners, as the case may be, to receive the votes of the persons so assembled as aforesaid, and to declare the persons who shall have received the greater number of votes to be the elected Conservators as aforesaid; and the Chairman of such meeting, or the said Commissioners, as the case may be, shall certify under his or their hand the election of each Conservator, and furnish him with a certificate, which shall be sufficient authority for him to act as such Conservator as herein provided, and shall also, within Four Days after such election, cause a list of such Conservators, with a statement of the residence and post-town of each, to be transmitted to the office of the said Commissioners; and the persons so elected for each electoral division of a district shall conjointly form, with any such ex-officio Conservators as aforesaid, a Board of Conservators of Fisheries for such district, until the formation of a new Board in like manner in the ensuing year, and so in like manner in each succeeding year.

13. Power to Boards of Conservators, after the year 1849, to alter and fix the license duty and rates.

And be it Enacted, That after the first Board of Conservators of Fisheries for any district shall have been formed, the Board of Conservators for each such district shall be and are hereby empowered from time to time, as they shall think fit, to fix and determine the amount of license duty to be paid for each year after the year One thousand eight hundred and Forty-nine, for every engine, net, instrument, weir or device, set forth in the Schedule to this Act, used for the taking of Salmon, Trout, Pollen or Fish of the Salmon kind, and for the taking of Eels, within each such district, or on or off the sea-coast thereof, and for every engine, net, instrument, weir or device for any such purpose which may be proposed to be used, and which is not enumerated in the said Schedule; and the Board of Conservators are hereby also empowered to fix and determine from time to time the rate per centum to be paid for each year after the year One thousand eight hundred and Forty-nine, upon the Poor Law valuation, in the cases of fixed and established Salmon, Trout or Eel Fisheries, which are designated several Fisheries as hereinbefore mentioned within each district, or on or off the sea-coast thereof: Provided always, That no license duty or rate to be fixed by the said Conservators shall exceed the respective amount of duty specified in the said Schedule, or the rate of Ten per centum on the Poor Law valuation of established or several Fisheries; and that any alteration in the same so to be made shall commence and have effect on and from the First day of January in the then succeeding year.

14. Board of Conservators, when constituted, to fix times and places of meetings of

And be it Enacted, That the Board of Conservators of each district shall from time to time fix and determine and duly publish notice of the times and places for the general meetings of such Board,

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the Board, and of meetings for election of Conservators.

Board, and also the times and places for the then next annual meetings of electors in each electoral division for the election of Conservators for the same.

15. In case of failure of one or more electoral divisions to meet and elect, the Conservators of other divisions shall act for the district.

And be it Enacted, That if the persons entitled to meet and elect such Representatives or Conservators in any one or more electoral division or divisions of a district shall fail or neglect for any year so to do, the Representatives or Conservators of any other one or more electoral division or divisions of such district for which Conservators shall have been elected, shall be empowered, nevertheless, to act in all matters and things relating to such district under the provisions of this Act.

16. On failure of election of any Conservators, the former Board of Conservators to act.

And be it Enacted, That if no one electoral division in a district shall in any year elect Conservators as aforesaid, it shall be lawful for the previously existing Board of Conservators for such district to continue to act as, and to all intents and purposes they shall be, Conservators for such district for that year.

17. At meetings of Boards of Conservators, Three to be a quorum.

And be it Enacted, That, for the purposes of this Act, at all district meetings of the Board of Conservators, Three of the persons entitled and empowered to act and vote thereat, as hereinbefore provided, shall form a quorum, and all matters and things shall be determined and decided by the majority of such persons so assembled; and if on any matters upon which a difference may arise the votes shall be equal, the Chairman shall, in addition to his original vote, be entitled to give a casting vote.

Chairman to have a casting vote.

18. How meetings of Board of Conservators called.

And be it Enacted, That it shall and may be lawful for any such Board of Conservators assembled at a district meeting to fix time and place for holding a general annual meeting, and hold adjourned meetings; and it shall be lawful for any Three Conservators from time to time to call special meetings, provided that notice of the place and time of each such special meeting, subscribed by Three or more Conservators, or by the Clerk of the Board, on their requisition to him, shall be inserted at least Twice in some Two newspapers circulating in the county or counties in which such district shall be situate, at least *Ten* Days before such meeting shall be held, or that the Clerk of such Board shall, on such requisition as aforesaid, give *Ten* Days' notice in writing of such meetings to each Conservator entitled to act within such district.

19. General annual meeting of Conservators to nominate a Treasurer,

And be it Enacted, That it shall and may be lawful for the Board of Conservators for each such district, at the annual general meeting or some other meeting specially appointed by them before the *First day of October in the year One thousand eight hundred and Forty-nine,*

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nine, and in each subsequent year, at any time when it may be necessary or expedient, to nominate and appoint a Clerk or Clerks with reasonable salary or salaries as the said Board may think necessary, and to appoint some bank to act as Treasurer or Treasurers of such Board, and also to appoint as many Inspectors and Water-bailiffs as may be necessary, with reasonable salaries, but only to the extent which the funds at their disposal will admit of, for the protection of the fisheries in the district, and for generally enforcing the fishery laws within the same: Provided always, That no elected or other Conservator shall be eligible to hold any appointment under this Act from which any salary or emolument shall be derived; and it shall be lawful for the Board of Conservators from time to time to remove any such Clerks, Inspectors or Water-bailiffs, and to nominate others in their stead.

Clerk, Inspectors and Water-bailiffs.

20. For engines, nets, &c. not enumerated in Schedule, licenses (before the formation of Boards) to be fixed by Commissioners; afterwards by the Board of Conservators.

And be it Enacted, That for any engine, instrument, net, weir or device whatsoever not enumerated in the Schedule to this Act, and which may be proposed to be used for fishing for Salmon, Trout, Pollen, or fish of the Salmon or Trout kind, or for Eels, it shall be lawful for the said Commissioners at any time before a Board of Conservators shall be formed, and, after the formation of such Board, it shall be lawful for such Board of Conservators for the district, as the case may be, to fix and determine the license duty on payment of which the same may be used in such district, regard being had, as far as practicable, to the relative capability of capture and productiveness of the same as compared with those set forth in the said Schedule, and the relative proportion of the duties therein set forth: Provided always, That the party proposing to use any such engine, instrument, net, weir or device not enumerated in such Schedule, shall previously give notice to some Constabulary or Coast-guard officer of the district, or to some Inspector appointed under this Act, of his intention to use the same, who shall and is hereby required to forward to the said Commissioners or the said Conservators, as the case may be, a description thereof, as to its relative capability of capture as compared with the engines, instruments, nets, weirs or devices set forth in the said Schedule, and shall furnish the name by which it shall be designated, upon which the Commissioners or the said Conservators, as the case may be, may authorize the use of the same, upon payment of the license duty which they may fix, and cause the same to be inserted in the Schedule of Licenses for the said district: Provided always, That rods used singly for taking Trout, Perch, Pike or other fish, save and except Salmon, shall not be subject to any license duty under this Act: Provided also, That if any person using a rod shall, under pretence or otherwise of fishing for Trout, Perch, Pike or other fish, take or kill Salmon with such rod, such person shall be subject to a penalty

Saving as to rods not used for Salmon.

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a penalty of the like amount as the license duty for the time being payable for a Salmon rod, and the same shall be recoverable before a Justice or Justices in like manner as other penalties under the said recited Acts or this Act: Provided also, That all cross-lines used with a rod or rods for taking fish of any kind whatsoever shall be subject to the license duty payable under this Act for the time being upon cross-lines and rods, until the same shall be altered as herein provided.

21. Forfeiture and penalty for using engines, nets, &c. without license, and to be applied to the funds of the district.

And be it Enacted, That if any person shall use or erect any engine, net, instrument or device whatsoever for the taking of Salmon, Trout, Pollen or fish of the Salmon or Trout kind or Eels, or by any means fish within any fixed Salmon, Trout or Eel fishery in any year, without the same respectively being duly licensed for such year, under the provisions of this Act, every such engine, net, instrument and devices, and such means of fishing, shall be forfeited and sold, or otherwise disposed of as the Justice or Justices shall deem fit, and the entire proceeds thereof shall be added to the general funds of the district constituted under this Act in which the same shall be erected or used; and any person erecting or using the same shall be liable to pay such penalty, not less than half nor exceeding the whole of the license duty, at which under this Act the engine, net, instrument or device he shall have been so using or erecting would for the time being be subject to under this Act, as such Justice or Justices shall think fit; such forfeitures and penalties to be proceeded for and recovered under the warrant of such Justice or Justices, in the manner and subject to the regulations in the said recited Act of the fifth and sixth year of Her present Majesty's reign provided as to the recovery of forfeitures and penalties thereunder.

Recovery of forfeitures and penalties.

22. All several Fisheries to be subject to an annual rate according to valuation.

And be it Enacted, That in all cases of fixed and established Salmon, Trout or Eel fisheries which under the provisions of the said first-recited Act are designated "several fisheries," or are now or may hereafter be claimed or possessed or used as several fisheries, whether the same be fished by means of weirs extending entirely or partly across rivers or estuaries, with boxes, baskets or cruives, or be fished by means of existing natural or artificial obstruction stopping the fish, or by draft, pole, loop or other nets, or by rod and line, or by any other means or device whatsoever, the persons using, occupying or holding such fisheries, whether such occupation and holding shall be by lease, demise, agreement or tenancy at will, or in fee-simple, fee-tail or for life, shall in each year pay as an annual rate, in two equal half-yearly gales, on the First day of February and the First day of July in every year after the passing of this Act, such sum, in addition to the license duty by this Act provided to be paid for the engines, instruments, nets or devices erected or used in fishing such

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such fishery, as shall be equal to the amount of the difference between the sums paid by such respective persons for such license duty or duties as aforesaid, and the annual sum of *Ten* per centum upon the poor-law valuation of such fishery, subject to such alteration of such per-centage as may from time to time be made by the Board of Conservators of the district under the provisions of this Act.

23. Last-mentioned rate recoverable before Justices as wages, or by civil bill, or by action.

And be it Enacted, That any such last-mentioned rate may be recovered in a summary way before any One or more Justice or Justices of the Peace, in like manner as wages, or by civil bill before the Assistant Barrister of the respective county, or by action in the superior courts, at the suit of the said Commissioners, if no Board of Conservators of the district shall have been formed, or if such Board shall have been formed, then at the suit of the Clerk of the said Board of Conservators, as the case may be.

24. Valuation of such Fisheries.

And be it Enacted, That in any cases where any such Fisheries as last aforesaid may not be or have not been valued by the persons appointed as valuators for the purposes of the Poor Laws in force in Ireland, the said Commissioners, on the application of the Board of Conservators, may and are hereby empowered to call upon the Poor Law Commissioners of Ireland to cause the same to be valued separately and distinctly from other property for the purposes of this Act.

25. Collection of such annual rate.

And be it Enacted, That such last-mentioned rate shall be collected by such persons as the said Commissioners for the execution of this Act, at any time before the formation of a Board of Conservators for the district, or, after the formation of such Board, then, as the said Board, as the case may be, shall from time to time appoint, adequate security being taken by the said Commissioners or the said Conservators, as the case may be, from the persons authorized to receive the same for the duly accounting for the same, and for the due performance of the duties which the said Commissioners or the said Conservators, as the case may be, may prescribe for them, and the cost of any allowance to be made for the collection of the same shall be charged to the expenses of the district for which the same shall be collected.

26. All monies received for licenses, rates, penalties and forfeitures, in each district, to be lodged in Bank, and applied to defray the expenses of

And be it Enacted, That the total amount of all sums of money received for all license duties and rates, and from the sale of forfeited engines, nets or instruments as aforesaid, and from penalties (save so much as shall be paid to any informer as hereinafter mentioned) under the provisions of this Act, shall, until the appointment of a Treasurer for each respective district as herein provided, be

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such district under this Act.

lodged in the Bank of Ireland, to the credit of the said Commissioners, in the matter of the district for which the same shall have been received, and shall be applied to the purposes of such respective district as herein provided; and regular accounts of the receipts and disbursements on account of each district shall be kept and furnished by the said Commissioners, until the appointment of such Treasurer as aforesaid; and upon the appointment of a Treasurer of each district respectively as herein provided, the Commissioners shall cause the monies lodged in the Bank of Ireland in the matter of such respective district to be transferred and lodged with all accounts relating to such district to and with the respective Treasurer of such district, and thenceforth all sums of money received for license duties and rates, and for forfeitures and penalties, for each such district, shall be paid over by the parties receiving the same, to and received by such Treasurer of such district, and be applied to the purposes of such district under the provisions of this Act; and such Treasurer shall pay such sums of money as shall be required for the purposes of the district from time to time upon a draft or order signed by the Chairman at any general meeting of the Board of Conservators, and by Two other Conservators.

27. Form of licenses, &c. Penalty for misusing or counterfeiting the same.

And be it Enacted, That all licenses under this Act shall be prepared and printed in such form as the said Commissioners shall prescribe, or from time to time think necessary to adopt; and a separate license shall be issued for each separate engine, net, instrument or device for taking Fish, and each license, issued before the formation of a Board of Conservators for the district, shall be stamped with the seal of the said Commissioners, and if issued after the formation of such Board, shall be stamped with the seal of such Board, which seal shall be provided for such purpose: Provided always, That the year for which such license shall issue, and a name, number or letter describing the district and the electoral division, for the purposes of this Act, in which the license shall be used, and the name of the engine, net, instrument or device for which the same shall be issued, shall be printed thereon in clear and legible characters; and such license shall be only good and valid for the year, district and purpose for which the same shall be issued, and for no other; and that any party using or presenting the same for any other year, district or purpose, or in any manner altering or fraudulently counterfeiting the same, shall be liable to a penalty, not less than the whole amount of the license duty for which the same shall have been issued, or which the party so misusing or counterfeiting the same would be liable to under this Act, and not exceeding *double* the amount of the same, at the discretion of such Justice or Justices before whom the offence may be tried.

And

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28. Persons using or having engines, nets, &c., required to produce license, subject to penalty.

And be it Enacted, That any person using any such engine, net, instrument or device as aforesaid, or having the same erected or in fishing order, or found with the same in his possession, in or near any fishing place, or going to or returning from fishing, shall and is hereby required to produce to any of the said Commissioners or any officer of the said Commissioners, or any Conservator of the district, or any Inspector, Water-bailiff, or officers or men of the Navy, Coast-guard or Constabulary, when demanded, the license for the same, under and subject to like penalties (in case of failure) as in the last preceding provision mentioned: Provided always, That such parties as shall to the satisfaction of the Justices or Justice be proved to have them in possession as manufacturers or sellers of the same, and not for the purposes of using the same within the year in which such demand shall be made of them respectively, shall be exempt from any such penalty.

29. Licenses, how sold.

And be it Enacted, That such licenses as aforesaid under this Act shall be publicly sold either by licensed stamp distributors, or by such persons, and in such and so many places throughout each district, as the said Commissioners, before the formation of a Board of Conservators for the district, or after the formation of such Board, then as such Board of Conservators, as the case may be, shall from time to time appoint, adequate security being taken by the said Commissioners, or the said Board of Conservators, as the case may be, from the persons authorized to sell the same, for duly accounting for the same, and for the due performance of their duty; and the cost for any allowance to be made for the sale of same, shall be charged to the expenses of the district for which the same shall be issued.

30. Licenses to be sold to all persons demanding to purchase, but such licenses not to confer rights not otherwise possessed; but not to alter rights of parties.

And be it Enacted, That all persons whosoever (not being aliens) demanding to purchase any such licenses, and tendering to any person so appointed to distribute the same the amount of license duty for the time being to be paid under the provisions of this Act, shall be entitled to receive the same without any question or objection whatsoever arising either from the time when, the purpose for which, or the right in virtue of which he or they may desire to use such license, or on any other grounds whatsoever: Provided always, That nothing herein contained with reference to the possession of any such license, or the payment of the license duty or rates under this Act, shall be construed to give or confer any right of fishing, or of using any instrument or device for taking fish by any means, or in any place which the party having or using such license would not have possessed if this Act had not been passed, or to alter or affect the rights of any other persons.

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31. Account of sales of licenses to be furnished.

And be it Enacted, That all persons whom the Commissioners, or Board of Conservators, as the case may be, shall appoint to sell licenses as aforesaid, shall furnish to the said Commissioners or Board of Conservators, as the case may be, an account of such sales monthly, or so often as they may require, and shall set forth in such accounts the sums received for licenses for each particular engine, net, instrument or device, the names and residences of the persons who shall have purchased such licenses as aforesaid, and the district, and electoral division of such district, for which such licenses shall have been obtained.

32. Security to be given by the Clerk of the Conservators, and duties to be performed by him and other officers.

And be it Enacted, That the Board of Conservators of each district shall take sufficient security from any Clerk whom they may appoint, and any other officer or person having the care or custody of money to be received by virtue of this Act, for the due execution of the duties of his respective office, or for duly accounting for such money as the said Board of Conservators shall think proper; and such Clerks shall attend the stated and other meetings of the said Board, and shall, in a proper book or books to be provided for that purpose, enter and keep a true account of all the monies to be received by virtue of this Act, and of the application of the same, and of all the acts, proceedings and transactions of the said Board, by virtue of and under the authority of this Act, and shall perform such other duties as the said Board may direct; and every Conservator shall and may at all convenient times have access to and peruse and inspect the same; and each such Board are hereby empowered and required to cause their said Clerk to furnish to the said Commissioners annually, or as often as they may require, an account of all monies received and disbursed relating to each such district under the authority of the Board of Conservators.

33. Powers of Inspectors and Water-bailiffs.

And be it Enacted, That such Inspectors and Water-bailiffs as shall be appointed under the provisions of this Act shall have, for the enforcement of the said recited Acts and this Act, the powers of constables, and all the powers and authorities conferred on Water-bailiffs or officers or men of the Constabulary Force or Coast-guard or Navy, under the said recited Acts, or any of them.

34. How fines and penalties under recited Acts and this Act to be recovered and applied.

And be it Enacted, That all fines, penalties and forfeitures under this Act, not hereinbefore provided for, shall be recoverable in like manner and subject to like provisions as penalties and forfeitures under the provisions of the said first-recited Act, and one moiety of every sum of money levied as a fine or penalty for any offence under the provisions of the said recited Acts or this Act (save and except penalties for non-payment of any such license duty as aforesaid) shall be paid to the informer or person who shall be the means of bringing to

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to justice any person offending against any of such provisions, and the other moiety shall (anything in the said recited Acts to the contrary notwithstanding) be applied to the purposes of this Act for the district formed under this Act in which such offence shall have been committed.

35. Appointment of officers not subject to stamp-duty.

And be it Enacted, That the appointment of officers under this Act shall not be subject or liable to the payment of any stamp-duty.

36. Nothing herein to abridge the powers of the Commissioners and officers under recited Acts.

Provided always, and be it Enacted, That nothing in this Act contained shall be construed to lessen or abridge the powers conferred by the said recited Acts on the said Commissioners, or on any Inspectors, Water-bailiffs, officers and men of the Navy, Coast-guard or Constabulary; but the same shall remain and be in full force and effect for the purposes of the said Acts, and for aiding the Officers, Inspectors and Water-bailiffs to be appointed under this Act for enforcing the provisions of said Acts and this Act.

37. Commissioners may attend and advise at meetings of Conservators.

And be it Enacted, That the said Commissioners shall be empowered to attend any meeting of any Board of Conservators, held under the provisions of this Act, and to advise, consult and confer with them upon the regulation, management and improvement of the Fisheries, and shall and may at all convenient times have access to and peruse, when they shall think fit, the books and accounts kept for the purposes of any district under this Act.

38. Act may be amended, &c. this Session.

And be it Enacted, That this Act may be amended or repealed by any Act to be passed in this present Session of Parliament.

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SCHEDULE

To which the foregoing ACT refers.

Scale of License Duties for each Engine, Net, Instrument, or Device, used in Salmon, Trout, Pollen, or Eel Fisheries in Districts.

	£.	s.	d.
1. Single Salmon rods	1	–	–
2. Cross lines and rods	1	10	–
3. Snap nets	1	–	–
4. Draft Nets or Seines	3	–	–
5. Drift Nets	2	–	–
6. Trammel nets, or draft nets for Pollen	1	–	–
7. Pole nets	1	–	–
8. Other nets, or similar engines not named above	License duties, such as shall be fixed by Commissioners or Conservators as provided by this Act.		
9. Bag nets	5	–	–
10. Fly nets	5	–	–
11. Stake nets, or stake weirs (Scotch)	10	–	–
12. Head weir	2	–	–
13. For every box, crib, cruive or drum net in any weir for taking Salmon or Trout	5	–	–
14. For every gap, eye or basket in any weir for taking Eels	1	–	–
Note.—Fixed fisheries for Salmon or Eels claimed to be "several fisheries," whether fished by means of fixed weirs with boxes, cruives or rails for stopping the fish, or by means of the fish being stopped by rocks or other natural or artificial obstructions, and taken by means of draft or other nets	to be rated at 10 per cent. on Poor Law valuation, unless such per-centage be reduced by the Commissioners or by the Conservators as provided by this Act.		

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